## JC02 Rec'd PCT/PTC\_16 JUN 2005

## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

cation No.

10/536509

Confirmation No. N/A

oblicant

Claude Mathieu et al.

Filed

May 25, 2005

TC/A.U.

N/A

Examiner

N/A

Title

IMPLANT FOR FIXING BONES

Docket No.

LUS-16092

Customer No.

040854

## **INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir/Madam:

In accordance with Rule 56, applicant is aware of the publications listed in the International Search Report (Copy enclosed) and in the enclosed copy of Patent Office Form PTO/SB/08A. A copy of each of the publications is enclosed herewith.

Respectfully submitted,

RANKIN, HILL, PORTER & CLARK LLP

David E. Spaw, Reg. No. 34732

4080 Erie Street Willoughby, Ohio 44094 (216) 566-9700

> I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

> > Signature of Person Mailing Paper

6/10/05

David E. Spaw

Date

Printed Name of Person Mailing Paper

JUN 1 6 2005

PTO/SB/08A (08-03) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE tion Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Under Wis Paperwork Red Ction

O TRADE WIS

Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

Complete if Known				
Application Number	10/536509			
Filing Date	5/25/2005			
First Named Inventor	Claude Mathieu			
Art Unit	N/A			
Examiner Name	N/A			
Attorney Docket Number	LUS-16092			

				DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (# known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 5,108,399	04/28/1992	Eitenmuller et al.	
		<sup>US-</sup> 5,578,034	11/26/1996	Estes	
		<sup>US-</sup> 6,004,323	12/21/1999	Park et al.	
		<sup>US-</sup> 6,206,881	03/27/2001	Frigg et al.	
		<sup>US-</sup> 2001/0021851	09/13/2001	Eberlein et al.	
		<sup>US-</sup> 2002/0082603	06/27/2002	Dixon et al.	
		US-			
		US-			
		US-			
	1	US-			
		US-			
111 3000		US-			
•		US-			

Cite	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Γ
	Country Code <sup>3 -</sup> Number <sup>4 -</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T <sup>6</sup>
	FR 2 726 461	05/10/1996	Hardy Jean Marie		
	GB 1 300 449	12/20/1972	Methodist Hospital		
	DE 1 949 923	04/22/1971	Fischer Artur	,	L
					<u> </u>
 					L
					1

Examiner	Date		
Signature	Considered		
-		1	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Transation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO/SB/08B (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persor espond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449/PTO **Application Number** 10/536509 INFORMATION DISCLOSURE Filing Date 5/25/2005 STATEMENT BY APPLICANT **First Named Inventor** Claude Mathieu **Art Unit** N/A (Use as many sheets as necessary) **Examiner Name** N/A **Attorney Docket Number** Sheet 2 LUS-16092 2 of

Examiner	Cite	NON PATENT LITERATURE DOCUMENTS  Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of	
Initials*	No.1	the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		WO 03/055401, DEVICE FOR PERFORMING OSTEOSYNTHESIS, Publication Date 10 July 2003.	
,		· · · · · · · · · · · · · · · · · · ·	
			-
, - <sub>1</sub> , -			

Examiner	Date	,
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of Information is required by 37 CFR 1.98. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.